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August 16, 2023

VIA ECF

Honorable Lee G. Dunst
United States District Court
Eastern District of New York
100 Federal Plaza, Courtroom 830
Central Islip, New York 11722

**Re: *Garcia v. 10 Roads Express, LLC, et al*,
22 CV 2783 (JMA)(LGD)**

Dear Judge Dunst,

We represent Plaintiff Juan Garcia (“Plaintiff”) in the above-referenced matter. We write, on behalf of Plaintiff and Defendants, to provide the Court with a status report on this matter, as follows.

With the exception of a handful of post-EBT requests Defendants propounded on Plaintiff, the parties have completed all pre-certification discovery. Plaintiff expects to have responses to those requests by August 25, 2023. In addition, Plaintiff is preparing a request for a pre-motion conference before Judge Azrack in anticipation of his certification motion and expects that letter request to be filed prior to the August 21, 2023 status conference before Your Honor. The parties can also report that non-party Philip Fortuna was deposed yesterday August 15, 2023.

We thank the Court for its attention to this matter.

Respectfully submitted,

JOSEPH & KIRSCHENBAUM LLP

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cc: All Counsel of Record (via ECF)